

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that Engrossed Senate Bill 340 be amended to read as follows:

- 1 Page 5, line 25, delete "status;" and insert "**status, with or without**
- 2 **the application of IC 5-10.3-6-8.7;**".
- 3 Page 5, line 41, after "equal to the" insert "**actuarial**".
- 4 Page 5, line 41, delete "value, as" and insert "**value**".
- 5 Page 5, line 42, delete "determined by the board on the member's
- 6 separation date,".
- 7 Page 6, line 1, delete "if" and insert "**a deferred annuity payable**
- 8 **at the later of:**
- 9 (1) **sixty-five (65) years of age; or**
- 10 (2) **actual age at the member's separation date;**
- 11 **as determined by the board of trustees of the public employees'**
- 12 **retirement fund on the member's separation date. The member's**
- 13 **retirement benefit shall be computed under IC 5-10.2-4-4 using the**
- 14 **member's actual years of creditable service and the actual average**
- 15 **of the annual compensation as of the member's separation date. If**
- 16 **the member has less than five (5) years of annual compensation, the**
- 17 **board of trustees of the public employees' retirement fund shall**
- 18 **determine the average of the annual compensation using the**
- 19 **member's actual years and partial years of available compensation.**
- 20 **The distribution is payable not later than one hundred twenty (120)**
- 21 **days after the date the member makes the election under**
- 22 **subsection (b)."**
- 23 Page 6, delete lines 2 through 9.
- 24 Page 6, line 11, delete "must" and insert "**may**".

- 1 Page 6, line 25, delete "a normal or early".
  - 2 Page 6, line 26, delete "retirement" and insert "**any other**".
  - 3 Page 6, line 26, delete "article." and insert "**article or IC 5-10.3**".
  - 4 Page 6, between lines 33 and 34, begin a new paragraph and insert:
  - 5 "**(h) This section des not affect the provisions of this article or**
  - 6 **IC 5-10.3 that apply to the annuity savings account of a member of**
  - 7 **the public employees' retirement fund who is terminated from**
  - 8 **employment as described in subsection (a).**".
  - 9 Page 6, line 37, delete "when" and insert "**only if:**
  - 10 **(1)**".
  - 11 Page 6, line 41, delete "(1)", begin a new line double block indented
  - 12 and insert:
  - 13 "**(A)**".
  - 14 Page 7, line 1, delete "(2)", begin a new line double block indented
  - 15 and insert:
  - 16 "**(B)**".
  - 17 Page 7, line 2, delete "functions." and insert "**functions; and**".
  - 18 Page 7, line 3, delete "(b) The", begin a new line block indented and
  - 19 insert:
  - 20 **(2) the**".
  - 21 Page 7, line 3, delete "shall request" and insert "**requests**".
  - 22 Page 7, line 4, after "board" insert ".".
  - 23 Page 7, line 4, delete "whenever an employee of the state is
  - 24 terminated as".
  - 25 Page 7, delete line 5.
  - 26 Page 7, line 6, delete "(c)" and insert "**(b)**".
  - 27 Page 7, line 7, delete "(b)" and insert "**(a)**".
  - 28 Page 7, line 7, delete "(i)," and insert "**(e)**".
  - 29 Page 7, line 8, delete "terms of the fund." and insert "**rules of the**
  - 30 **board**".
  - 31 Page 7, delete lines 9 through 22.
  - 32 Page 7, line 23, delete "(f)" and insert "**(c)**".
  - 33 Page 7, line 35, delete "(g)." and insert "**(d)**".
  - 34 Page 7, line 36, delete "(g)" and insert "**(d)**".
  - 35 Page 7, line 36, delete "(f)" and insert "**(c)**".
  - 36 Page 7, line 37, after "the" insert "**termination**".
  - 37 Page 7, line 37, delete "of the notice".
  - 38 Page 7, line 37, delete "(f)," and insert "**(c)**".
  - 39 Page 7, line 38, delete "normal or early".
  - 40 Page 7, line 42, delete "and payable from the".
  - 41 Page 8, line 1, delete "sources described in subsection (h)".
  - 42 Page 8, line 9, delete "service plus all other service for which the
  - 43 fund gives credit," and insert "**service**".
  - 44 Page 8, delete lines 12 through 32.
  - 45 Page 8, line 33, delete "(i)" and insert "**(e)**".
- (Reference is to ESB 340 as printed February 24, 2006.)

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Representative Borrer